

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION

Motion DENIED as  
MOOT.

ROBERT WALKER, ET AL,

)

Plaintiff,

)

v.

)

WHOLESALE, INC., ET AL,

)

Defendants.

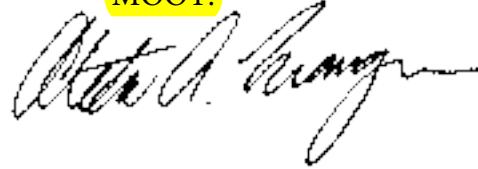
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)

)

Case No. 3:12-cv-595

Judge Trauger



**DEFENDANTS' MOTION TO SEVER OR FOR SEPARATE TRIALS**

Pursuant to Rule 21 of the Federal Rules of Civil Procedure, Defendants move the Court to sever the claims of Plaintiff Fite that have been improperly joined to those of Plaintiffs Walker and Nathan. Alternatively, pursuant to Rule 42(b) of the Federal Rules of Civil Procedure, Defendants move the Court to order a separate trial for Plaintiff Fite's claims. In support this Motion, Defendants submit the contemporaneously filed Memorandum of Law.

Respectfully submitted,

s/Edward N. Boehm, Jr.

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ATTORNEYS FOR DEFENDANTS

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**ROBERT WALKER, ET AL,** )  
Plaintiff, )  
v. )  
**WHOLESALE, INC., ET AL,** )  
Defendants. )  
Case No. 3:12-cv-595  
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## **CERTIFICATE OF SERVICE**

I certify that, on April 12, 2013, I filed the foregoing Defendants' Motion to Sever or For Separate Trials, which was served on the following through the Court's electronic filing system:

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/s Edward N. Boehm, Jr.  
Edward N. Boehm, Jr.